

United States District Court  
District of Massachusetts

Gannon and Scott, Inc. )  
Plaintiffs )  
v. )  
Peggy Tolan, Elizabeth Tolan )  
And Sarah Tolan )  
Defendants )

Civil Action No. 05-11386WGY

**VERIFIED REQUEST TO ENTER DEFAULT**

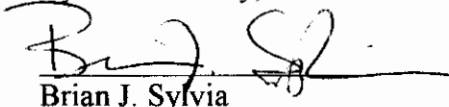
Defendant, Elizabeth Tolan, respectfully requests the Clerk to enter the default of defendant Peggy Tolan. This request is made pursuant to Rule 55(a), Fed.R.Civ.P. In support of this request, the Defendant states:

1. Plaintiff filed a Complaint for Statutory Interpleader on or about June 30, 2005.
2. Defendant, Elizabeth Tolan, timely filed an Answer to Plaintiff's Complaint.
3. Said complaint was served on Defendant, Peggy Tolan on or about July 18, 2005.
4. Defendant, Peggy Tolan, has never filed an Answer or responsive pleading to Plaintiff's Complaint.

Wherefore, Defendant Elizabeth Tolan seeks entry of Default against Defendant, Peggy Tolan in this matter.

Respectfully Submitted,  
Elizabeth Tolan  
By Her Attorney,

Date: September 2, 2005

  
Brian J. Sylvia  
Watt & Sylvia  
628 Pleasant Street  
New Bedford, MA 02740  
508-984-1470  
BBO# 567925

**VERIFICATION**


I, Brian J. Sylvia, verify that I have read this Verified Request to Enter Default and that the facts set out in the Request are true to the best of my knowledge and belief.



Brian J. Sylvia

**CERTIFICATE OF SERVICE**

I, Brian J. Sylvia, certify that on this 2<sup>nd</sup> day of September, 2005, served a copy of the within Verified Request to Enter Default to the Plaintiff's, Gannon & Scott, Inc. 33 Kenney Drive, Cranston, Rhode Island and Defendant Peggy Tolan, Inmate # F80370 at Massachusetts Correctional Institution, 99 Loring Drive in Framingham, MA 01702 by first class mail, postage prepaid.



Brian J. Sylvia